

ORDINANCE NO. 1889

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NUMBER 1437, THE COMPREHENSIVE PLAN BY CHANGING THE LAND USE DESIGNATION FROM LOW DENSITY RESIDENTIAL TO PUBLIC.

WHEREAS, the City of Milwaukie desires to review, and amend and revise its Comprehensive Plan on a regular basis; and

WHEREAS, review of the proposed land use change has been coordinated with the appropriate neighborhood groups and affected agencies; and

WHEREAS, the Planning Commission has reviewed the Comprehensive Plan Amendment to change the land use designation of the property located at the northwest corner of Stanley Avenue and Willow Street from Low Density Residential to Public, CPA-01-01, at a duly advertised Public Hearing on April 10, 2001;

WHEREAS, the City Council held a duly advertised Public Hearing on May 15, 2001;

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Findings. Finds of fact in support of this proposed amendments are as follows:

1. Conformance with the Comprehensive Plan, its goals, policies, and spirit.

The land use designation change proposed for adoption is consistent with the goals and policies of the Comprehensive Plan, Chapter 4, Recreational Needs Element, in that the proposed site will provide for future development of a public park which will provide for the recreational needs of City residents.

2. Public need for the change

The current Comprehensive Plan land use designation of the proposed Lewelling Community Park site is Low Density Residential, which is not consistent with the proposed public use of the property. The adoption of the proposed land use designation will provide for public use of the property.

3. Public need is best satisfied by this particular change.

In 1999, the City of Milwaukie established a Parks, Open space and Trails Acquisition Program and Implementation Work Plan that area used by the City to identify, purchase and land bank available land in targeted areas of the City for use as natural areas and parks. As part of this program, City staff and members of the City's Park Board met with Lewelling Neighborhood Association leadership

to identify available land in the neighborhoods. The Neighborhood Association identified the proposed site at the northwest corner of Stanley Avenue and Willow Street as a good park location. The proposed land use designation change will provide for development and use of the property as a public park.

4. **The change will not adversely affect the health, safety, and welfare of the community.**

The proposed Public land use designation will provide for future development of the Lewelling Community Park which will enhance the community by providing open areas with scenic, as well as recreational value that will be beneficial to the public health, safety, and welfare.

5. **The change is in conformance with applicable Statewide Planning Goals.**

The proposed land use change is in conformance with State Planning Goals 5 (Open Space) and 11 (Public Facilities) by providing a site that will allow orderly and efficient development of public facilities by enhancing the City's open space and parkland resources.

6. **The change is consistent with Metro Growth Management Functional Plan and applicable regional policies.**

The proposed land use designation is consistent with the Metro Growth Management Functional Plan.

Section 2. Comprehensive Plan Land Use Amendment. The land use designation amendment from Low Density Residential to Public, as shown in Exhibit 1, attached and made a part hereto, is adopted, thereby amending Map 7 of the Comprehensive Plan of Ordinance 1437.

Read the first time on 5/15/01, and moved to second reading by 4 - 0 vote of the City Council.


Read the second time and adopted by the City Council on 5/15/01

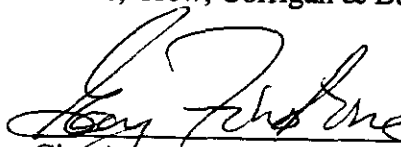
Signed by the Mayor on 5/15/01.


Jim Bernard, Mayor

ATTEST:

APPROVED AS TO FORM:
Ramis, Crew, Corrigan & Bachrach, LLP


Pat DuVal, City Recorder


City Attorney